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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/882,534 #11/RCE
Filing Date	June 14, 2001
First Named Inventor	Garo Derderian J. A. Fore
Group Art Unit	2822
Examiner Name	T. Thomas 12/18/02
Attorney Docket Number	MI22-1752

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
  - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
  - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
  - i. ☒ Amendment/Reply
  - ii. ☐ Affidavit(s)/Declaration(s)
  - iii. ☒ Information Disclosure Statement (IDS)
  - iv. ☒ Other Return Postcard, PTO-1449; copy of 6/14/2001 IDS and PTO-1449

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## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.193(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No 23-0925
  - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) **12/13/2002 AWONDAF1 00000051 09882534**
  - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) **01 FC:1801 740.00 OP**
  - iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ 740.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	James E. Lake	Registration No. (Attorney/Agent)	44,854
Signature		Date	10 Dec 2002

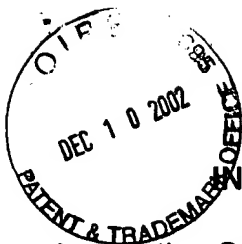
## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

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#12/ And VC  
Q702  
12/10/02

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. .... 09/882,534  
Filing Date ..... June 14, 2001  
Inventor ..... Garo J. Derderian  
Assignee ..... Micron Technology, Inc.  
Group Art Unit ..... 2822  
Examiner ..... T. Thomas  
Attorney's Docket No. .... MI22-1752  
Title: Capacitor Fabrication Methods and Capacitor Constructions

**PRELIMINARY AMENDMENT TO ACOMPANY A RCE FILING**

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To: Box RCE  
Assistant Commissioner for Patents  
Washington, D.C. 20231

From: James E. Lake (Tel. 509-624-4276; Fax 509-838-3424)  
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**AMENDMENTS**

**In the Claims**

Please replace claim 36 with the following clean version of the amended claim and add new claims 50 and 51, in accordance with 37 C.F.R. § 1.121(c)(1)(i). Cancel all previous versions of any amended claim.

A marked up version showing amendments to any claims being changed is provided in one or more accompanying pages separate from this amendment in accordance with 37 C.F.R. § 1.121(c)(1)(ii). Any claim not accompanied by a marked up version has not been changed relative to the immediate prior version, except that marked up versions are not being supplied for any added claim or canceled claim.

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